

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No.: US 7,381,696 B2 :
 :
Issued: June 3, 2008 :
 :
Inventors: Mitchell J. Hubert et al. :
 : Assignee: Ansul Incorporated
For: AQUEOUS FOAMABLE :
CONCENTRATES AND METHODS :
 :
 :

Mail Stop: CERTIFICATE OF CORRECTIONS BRANCH
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450.

REQUEST FOR CERTIFICATE OF CORRECTION OF
PATENT UNDER 37 C.F.R. 1.322(a)

Sir:

Attached, *in duplicate*, is Form PTO/SB/44 with one copy being suitable for printing.

It is certified that an error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Replace claim 1. (incorrect claim) with the following claim:

1. A method for treating a non-neutral pH hazardous material spill comprising:

producing a slow draining non-neutral pH foam by foaming an aqueous foamable concentrate with non-neutral pH aqueous liquid, the concentrate being tolerant to the non-neutral pH of the aqueous liquid in that the non-neutral pH aqueous liquid continues to drain slowly during treatment from the non-neutral pH foam after being deployed over a non-neutral pH hazardous material spill;

controlling a pH of the non-neutral pH aqueous liquid to be opposite to a pH of the non-neutral pH hazardous material spill; and

deploying the non-neutral pH foam over the non-neutral pH hazardous material.

Replace claim 2, (incorrect claim)with the following claim:

2. The method of claim 1, wherein the pH of the non-neutral pH liquid is controlled to be less than 4.5 and form an acidic foam that is deployed over caustic spills.

Replace claim 3, (incorrect claim)with the following claim:

3. The method of claim 1, wherein the pH of the non-neutral pH liquid is controlled to be greater than 9.5 and form a caustic foam that is deployed over acidic spills.

In claim 9, column 9, line 6 delete [as a s continuous], and insert " as a continuous" in place thereof.

In claim 25, column 9, line 38, delete [no more than 20% by volume], and insert "no more than 10% by volume" in place thereof.

Applicant respectfully requests a Certificate of Correction in the above identified matter as errors resulted in the published US Patent 7,381,696. The publishing errors in the '696 Patent incurred through the fault of the Patent and Trademark Office and are clearly disclosed by the prosecution record before the Office. The mistakes noted above were in NO part the fault of the Applicant.

More specifically, during prosecution of the US Application, a Notice of Allowance was mailed on February 4, 2008. The February 4 Notice of Allowance indicated that the allowed claims were as presented in an Amendment filed November 29, 2006. The claims in the November 29 Amendment differ from the claims as published in the '696 Patent. The above revisions to claims 1-3, 9 and 25 bring the claims in the '696 Patent into conformance with the claims presented in the November 29, 2006 Amendment which were indicated to be allowable and were allowed in the Notice of Allowance mailed February 4, 2008. Given that the present

error was in no part Applicant's error, but instead was through fault of the Patent and Trademark Office, it is requested that a Certificate of Correction be provided without charge. Applicant believes that due to Patent Office error, no fee for the Certificate of Correction is required. However, if any additional fee is required, the Commissioner is hereby authorized to charge any additional fee or credit any overpayment to Deposit Account Number 50-3858.

Respectfully submitted,

Date: January 14, 2009

A handwritten signature in black ink, appearing to read 'Dean D. Small', written over a horizontal line.

Dean D. Small
Reg. No. 34,730
THE SMALL PATENT LAW GROUP
225 S. Meramec, Suite 725
St. Louis, Missouri 63105
(314) 584-4080

UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

Page 1 of 1

PATENT NO. : US 7,381,696

APPLICATION NO.: 10/074,814

ISSUE DATE : June 3, 2008

INVENTOR(S) : Hubert et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Replace claim 1, (incorrect claim) with the following claim:

1. A method for treating a non-neutral pH hazardous material spill comprising:
producing a slow draining non-neutral pH foam by foaming an aqueous foamable concentrate with non-neutral pH aqueous liquid, the concentrate being tolerant to the non-neutral pH of the aqueous liquid in that the non-neutral pH aqueous liquid continues to drain slowly during treatment from the non-neutral pH foam after being deployed over a non-neutral pH hazardous material spill;
controlling a pH of the non-neutral pH aqueous liquid to be opposite to a pH of the non-neutral pH hazardous material spill; and
deploying the non-neutral pH foam over the non-neutral pH hazardous material.

Replace claim 2, (incorrect claim) with the following claim:

2. The method of claim 1, wherein the pH of the non-neutral pH liquid is controlled to be less than 4.5 and form an acidic foam that is deployed over caustic spills.

Replace claim 3, (incorrect claim) with the following claim:

3. The method of claim 1, wherein the pH of the non-neutral pH liquid is controlled to be greater than 9.5 and form a caustic foam that is deployed over acidic spills.

In claim 9, column 9, line 6 delete [as a s continuous], and insert " as a continuous" in place thereof.

In claim 25, column 9, line 38, delete [no more than 20% by volume], and insert "no more than 10% by volume" in place thereof.

MAILING ADDRESS OF SENDER

The Small Patent Law Group
225 S. Meramec, Suite 725
St. Louis, MO 63105

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 10 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.